

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Establishment – Greater Hyderabad Municipal Corporation – LWS – Implementation of the Hon'ble APAT No 5293/2003 and OA No 5486/2006 dated 04.12.2007-Permission for regularizing the services of Sri G. Babu, NMR – Orders – Issued.

MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (F1) DEPARTMENT

G.O.Ms.No. 449

Dated: 13-10-2010
Read the following:-

1. Representation from Sri G. Babu, NMR working as Mali in GHMC dated 26.12.2007 along with copy of APAT orders in OA No 5392/2003 with MA No 2552/2007 and 5486/2006 Dt.04.12.2007.
2. From the Commissioner & Special Officer, GHMC, Hyderabad Lr No 1823/B3/LWS/GHMc/2008/744 dated 18.06.2008.
3. Govt. memo No 20606/F1/2008-1 dated 23.12.2008.
4. From the Commissioner and Special Officer, Greater Hyderabad Municipal Corporation, Hyderabad letter No.1823/B3/LWS/GHMC /2008/271 dated 30.03.2009
5. Govt. Memo No 20606/F1/2008 dated 21.07.2009.
6. From the Commissioner & Special Officer, Greater Hyderabad Municipal Corporation, Hyderabad Lr.No.1823/B3/LWS/GHMC/ 2002-10/19 dated 13.11.2009.
7. Govt. Memo No 20606/F1/2008-3 Dt.26.11.2009 and 10.05.2010.
8. From the Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad Lr.No.1823/B3/LWS/GHMC/2002-10/483, Dt.14.5.2010.
9. Govt. Memo No 20606/F1/200-5 dated 24.6.2010.
10. From the Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad Lr No 1823/B3/GHMC/2002-10/520 dated 14.07.2010

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ORDER :

In reference 1st read above, Sri G. Babu has stated that he has been working as Mali in Indira Park, GHMC since 1988 and thereafter terminated. He has also stated that he challenged the said termination order by way of ID No 649/1993 before the Hon'ble Labour Court-I, Hyderabad and the Hon'ble Labour Court-I, Hyderabad has set aside the order of termination and directed the respondent to reinstate the services of the petitioner into service with continuity of service and full back wages. He has also stated that as per the orders of Hon'ble Labour Court-I he has been reinstated into service and paid the back wages, however his services were not regularized on par with others whose services were regularized in similar circumstances and he was compelled to file OA No 5392/2006 and OA No 5486/2006 before the Hon'ble APAT seeking a direction to regularize his services and the Hon'ble High Court ultimately passed a common order in both the above said OA's to pass appropriate orders of regularization within a period of 12 weeks from the date of receipt of copy of the order.

2. The Commissioner and Special Officer, Greater Hyderabad Municipal Corporation, Hyderabad in the reference 2nd read above, while reiterating the contention of the applicant has stated that the Municipal Standing Counsel its opinion has opined that a proposal may be submitted to Government for regularization of the services of Sri G. Babu as directed by

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the Hon'ble AP Administrative Tribunal in terms of G.O.Ms No 212 as he has completed 5 years of service as on 25.11.1993, though his services were terminated and reinstated, the gap period has to be treated as continuity of service in view of the orders of the Labour Court-I and the Hon'ble High Court as he is entitled to be regularized his services and therefore requested the Government to issue suitable orders for regularizing the services of Sri G. babu, NMR working as Mali, Indira Park, GHMC and also for implementation of the orders of the Hon'ble APAT dated 04.12.2007 in terms of G.O.Ms NO 212, dated 22.04.1994 as he is entitled to be regularized as similarly situated persons who have already been regularized in 1990.

3. Government after careful examination, hereby accord permission to the Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad to regularize the services of Sri G. Babu, NMR against the post of Mali in Indira Park in the existing vacancy in terms of G.O.Ms No 212 Finance and Planning Department dated 22.04.1994 with effect from the prospective date i.e., date of issue of orders, subject to condition that the said vacancy is clear, regular, continued from time to time till date and no senior eligible person is overlooked/omitted in order to implement the orders of APAT in OA NO 5392/2003 with MA 2552/2007 and OA NO 5486/2006 dated 04.12.2007 filed by the applicant.

4. The Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad shall take necessary action in the matter, accordingly.

5. This order issues with the concurrence of Finance Department, vide their U.O.No.22929/456/PCIII/2010, Dated: 26.08.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PUSHPA SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner,
Greater Hyderabad Municipal Corporation,
Hyderabad.
Copy to:
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER